

S. 3867

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

**SECTION 1. RUSH H. LIMBAUGH, SR., FEDERAL COURTHOUSE.**

(a) DESIGNATION.—The Federal courthouse located at 555 Independence Street, Cape Girardeau, Missouri, shall be known and designated as the “Rush H. Limbaugh, Sr., Federal Courthouse”.

(b) REFERENCES.—Any reference in a law, map, regulation, document, paper, or other record of the United States to the Federal courthouse referred to in subsection (a) shall be deemed to be a reference to the Rush H. Limbaugh, Sr., Federal Courthouse.

Amend the title so as to read: “To designate the United States courthouse located at 555 Independence Street, Cape Girardeau, Missouri, as the ‘Rush H. Limbaugh, Sr., Federal Courthouse’.”

Mr. FRIST. Mr. President, I ask unanimous consent that the amendment at the desk be agreed to, the bill as amended, if amended, be read a third time and passed en bloc, and the committee-reported title amendment be withdrawn and the title amendment at the desk be agreed to, and the motions to reconsider be laid upon the table.

The PRESIDING OFFICER. Without objection, it is so ordered.

The amendment (No. 5120) was agreed to, as follows:

(Purpose: To provide a complete substitute)

Strike all after the enacting clause and insert the following:

**SECTION 1. RUSH H. LIMBAUGH, SR. UNITED STATES COURTHOUSE.**

(a) DESIGNATION.—The United States courthouse located at 555 Independence Street, Cape Girardeau, Missouri, shall be known and designated as the “Rush H. Limbaugh, Sr. United States Courthouse”.

(b) REFERENCES.—Any reference in a law, map, regulation, document, paper, or other record of the United States to the United States courthouse referred to in subsection (a) shall be deemed to be a reference to the “Rush H. Limbaugh, Sr. United States Courthouse”.

The amendment (No. 5121) was agreed to, as follows:

Amend the title so as to read: “To designate the United States courthouse located at 555 Independence Street, Cape Girardeau, Missouri, as the ‘Rush H. Limbaugh, Sr. United States Courthouse’.”

The bill (S. 3867), as amended, was ordered to be engrossed for a third reading, was read the third time, and passed.

**INDIAN LAND CONSOLIDATION ACT AMENDMENTS OF 2006**

Mr. FRIST. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of Calendar No. 536, S. 3526.

The PRESIDING OFFICER. The clerk will report the bill by title.

The legislation clerk read as follows:

A bill (S. 3526) to amend the Indian Land Consolidation Act to modify certain requirements under that act.

There being no objection, the Senate proceeded to consider the bill.

Mr. FRIST. Mr. President, I ask unanimous consent that the amend-

ment at the desk be agreed to, the bill, as amended, be read a third time and passed, the motion to reconsider be laid upon the table, and that any statements relating to the bill be printed in the RECORD

The PRESIDING OFFICER. Without objection, it is so ordered.

The amendment (No. 5119), was agreed to as follows:

On page 2, strike lines 18 through 20 and insert the following:

“(B) includes, for purposes of intestate succession only under section 207(a) and only with respect to any decedent who dies after July 20,

Beginning on page 3, strike line 12 and all that follows through page 4, line 9, and insert the following:

“(v) EFFECT OF SUBPARAGRAPH.—Nothing in this subparagraph limits the right of any person to devise any trust or restricted interest pursuant to a valid will in accordance with subsection (b).”;

On page 6, line 21, strike “that” and insert “who”.

The bill (S. 3526), as amended, was ordered to be engrossed for a third reading, was read the third time, and passed, as follows:

S. 3526

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

**SECTION 1. SHORT TITLE.**

This Act may be cited as the “Indian Land Consolidation Act Amendments of 2006”.

**SEC. 2. DEFINITIONS.**

Section 202 of the Indian Land Consolidation Act (25 U.S.C. 2201) is amended—

(1) in paragraph (4)—  
(A) by inserting “(i)” after “(4)”;  
(B) by striking “‘trust or restricted interest in land’ or” and inserting the following: “‘(i) ‘trust or restricted interest in land’ or”;

(C) in clause (ii) (as designated by subparagraph (B)), by striking “an interest in land, title to which” and inserting “an interest in land, the title to which interest”;

(2) by striking paragraph (7) and inserting the following:

“(7) the term ‘land’—  
“(A) means any real property; and  
“(B) for purposes of intestate succession

only under section 207(a), includes, with respect to any decedent who dies after July 20, 2007, the interest of the decedent in any improvements permanently affixed to a parcel of trust or restricted lands (subject to any valid mortgage or other interest in such an improvement) that was owned in whole or in part by the decedent immediately prior to the death of the decedent;”.

**SEC. 3. DESCENT AND DISTRIBUTION.**

Section 207 of the Indian Land Consolidation Act (25 U.S.C. 2206) is amended—

(1) in subsection (a)(2)(D)—  
(A) in clause (i), by striking “clauses (ii) through (iv)” and inserting “clauses (ii) through (v)”;

(B) by striking clause (v) and inserting the following:

“(v) EFFECT OF PARAGRAPH; NONAPPLICABILITY TO CERTAIN INTERESTS.—Nothing in this paragraph—

“(I) limits the right of any person to devise any trust or restricted interest pursuant to a valid will in accordance with subsection (b); or

“(II) applies to any interest in the estate of a decedent who died during the period beginning on the date of enactment of this subclause and ending on July 20, 2007 (or the last

day of any applicable period of extension authorized by the Secretary under clause (vi)).

“(vi) AUTHORITY TO EXTEND PERIOD OF NON-APPLICABILITY.—The Secretary may extend the period of nonapplicability under clause (v)(II) for not longer than 1 year if, by not later than July 2, 2007, the Secretary publishes in the Federal Register a notice of the extension.”;

(2) in subsection (c)(2), by striking “the date that is” and all that follows through the period at the end and inserting the following: “July 21, 2007.”; and

(3) in subsection (o)—

(A) in paragraph (3)—

(i) by redesignating subparagraphs (A) and (B) as clauses (i) and (ii) and indenting the clauses appropriately; and

(ii) by striking “(3)” and all that follows through “No sale” and inserting the following:

“(3) REQUEST TO PURCHASE; CONSENT REQUIREMENTS; MULTIPLE REQUESTS TO PURCHASE.—

“(A) IN GENERAL.—No sale”; and

(ii) by striking the last sentence and inserting the following:

“(B) MULTIPLE REQUESTS TO PURCHASE.—

Except for interests purchased pursuant to paragraph (5), if the Secretary receives a request with respect to an interest from more than 1 eligible purchaser under paragraph (2), the Secretary shall sell the interest to the eligible purchaser that is selected by the applicable heir, devisee, or surviving spouse.”;

(B) in paragraph (4)—

(i) in subparagraph (A), by adding “and” at the end;

(ii) in subparagraph (B), by striking “; and” and inserting a period; and

(iii) by striking subparagraph (C); and

(C) in paragraph (5)—

(i) in subparagraph (A)—

(I) in the matter preceding clause (i), by striking “auction and”;

(II) in clause (i), by striking “and” at the end;

(III) in clause (ii)—

(aa) by striking “auction” and inserting “sale”;

(bb) by striking “the interest passing to such heir represents” and inserting “, at the time of death of the applicable decedent, the interest of the decedent in the land represented”;

(cc) by striking the period at the end and inserting “; and”;

(IV) by adding at the end the following:

“(iii)(I) the Secretary is purchasing the interest as part of the program authorized under section 213(a)(1); or

“(II) after receiving a notice under paragraph (4)(B), the Indian tribe with jurisdiction over the interest is proposing to purchase the interest from an heir that is not a member, and is not eligible to become a member, of that Indian tribe.”;

(ii) in subparagraph (B)—

(I) by striking “(B)” and all that follows through “such heir” and inserting the following:

“(B) EXCEPTION; NONAPPLICABILITY TO CERTAIN INTERESTS.—

“(i) EXCEPTION.—Notwithstanding subparagraph (A), the consent of the heir or surviving spouse”;

(II) in clause (i), by inserting “or surviving spouse” before “was residing”;

(III) by adding at the end the following:

“(ii) NONAPPLICABILITY TO CERTAIN INTERESTS.—Subparagraph (A) shall not apply to any interest in the estate of a decedent who dies on or before July 20, 2007 (or the last day of any applicable period of extension authorized by the Secretary under subparagraph (C)).”; and

(iii) by adding at the end the following:

“(C) AUTHORITY TO EXTEND PERIOD OF NON-APPLICABILITY.—The Secretary may extend the period of nonapplicability under subparagraph (B)(ii) for not longer than 1 year if, by not later than July 2, 2007, the Secretary publishes in the Federal Register a notice of the extension.”.

Mr. FRIST. Mr. President, I ask unanimous consent that the Committee on Homeland Security and Governmental Affairs be discharged from further consideration of the following postal-naming bills en bloc: S. 1726, S. 3845, H.R. 4109, H.R. 4805, H.R. 4674, H.R. 4768, H.R. 5428, H.R. 5434, H.R. 5054, H.R. 5664, and H.R. 6033 and the Senate proceed to their immediate consideration.

The PRESIDING OFFICER. Without objection, it is so ordered.

There being no objection, the Senate proceeded to consider the bills en bloc.

#### COACH EDDIE ROBINS POST OFFICE

The bill (S. 1726), to designate the facility of the United States Postal Service located at 324 Main Street in Grambling, Louisiana, shall be known and designated as the “Coach Eddie Robinson Post Office Building” was considered; ordered to a third reading, read the third time, and passed, as follows:

S. 1726

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

#### SECTION 1. COACH EDDIE ROBINSON POST OFFICE BUILDING.

(a) DESIGNATION.—The facility of the United States Postal Service located at 324 Main Street in Grambling, Louisiana, shall be known and designated as the “Coach Eddie Robinson Post Office Building”.

(b) REFERENCES.—Any reference in a law, map, regulation, document, paper, or other record of the United States to the facility referred to in subsection (a) shall be deemed to be a reference to the “Coach Eddie Robinson Post Office Building”.

#### MICKEY MANTLE POST OFFICE BUILDING

The bill (S. 3845), to designate the facility of the United States Postal Service located at 301 Commerce Street in Commerce, Oklahoma, as the “Mickey Mantle Post Office Building” was considered, ordered to a third reading, read the third time, and passed.

#### UNITED STATES REPRESENTATIVE PARREN J. MITCHELL POST OFFICE

A bill (H.R. 4109) to designate the facility of the United States Postal Service located at 6101 Liberty Road in Baltimore, Maryland, as the “United States Representative Parren J. Mitchell Post Office” was considered, ordered to a third reading, read the third time, and passed.

#### GENE VANCE POST OFFICE BUILDING

A bill (H.R. 4805) to designate the facility of the United States Postal Service

located at 105 North Quincy Street in Clinton, Illinois, as the “Gene Vance Post Office Building” was considered, ordered to a third reading, read the third time, and passed.

#### GOVERNOR JOHN ANDERSON, JR. POST OFFICE BUILDING

A bill (H.R. 4674) to designate the facility of the United States Postal Service located at 110 North Chestnut Street in Olathe, Kansas, as the “Governor John Anderson, Jr. Post Office Building” was considered, ordered to a third reading, read the third time, and passed.

#### ROBERT LINN MEMORIAL POST OFFICE BUILDING

The bill (H.R. 4768) to designate the facility of the United States Postal Service located at 777 Corporation Street in Beaver, Pennsylvania, as the “Robert Linn Memorial Post Office Building” was considered, ordered to a third reading, read the third time, and passed.

#### JOSHUA A. TERANDO MORRISON POST OFFICE BUILDING

The bill (H.R. 5428) to designate the facility of the United States Postal Service located at 202 East Washington Street in Morris, Illinois, as the “Joshua A. Terando Morris Post Office Building” was considered, ordered to a third reading, read the third time, and passed.

#### LARRY COX POST OFFICE

A bill (H.R. 5434) to designate the facility of the United States Postal Service located at 40 South Walnut Street in Chillicothe, Ohio, as the “Larry Cox Post Office” was considered, ordered to a third reading, read the third time, and passed.

#### LARRY WINN, JR. POST OFFICE BUILDING

The bill (H.R. 5504) to designate the facility of the United States Postal Service located at 6029 Broadmoor Street in Mission, Kansas, as the “Larry Winn, Jr. Post Office Building” was considered, ordered to a third reading, read the third time, and passed.

#### JACOB SAMUEL FLETCHER POST OFFICE BUILDING

A bill (H.R. 5564) to designate the facility of the United States Postal Service located at 110 Cooper Street in Babylon, New York, as the “Jacob Samuel Fletcher Post Office Building” was considered, ordered to a third reading, read the third time, and passed.

#### THOMAS J. MANTON POST OFFICE BUILDING

A bill (H.R. 6603) to designate the facility of the United States Postal Service

located at 39-25 61st Street in Woodside, New York, as the “Thomas J. Manton Post Office Building” was considered, ordered to a third reading, read the third time, and passed.

#### THE CALENDAR

Mr. FRIST. I ask unanimous consent the Senate proceed to the immediate en bloc consideration of H.R. 6075, H.R. 5224, and H.R. 5929, postal naming bills which were received from the House.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. FRIST. I ask unanimous consent the bills be read the third time and passed, the motion to reconsider be laid upon the table, and any statements be printed in the RECORD en bloc.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### ROBERT J. THOMPSON POST OFFICE BUILDING

The bill (H.R. 6075) to designate the facility of the United States Postal Service located at 101 East Gay Street in West Chester, Pennsylvania, as the “Robert J. Thompson Post Office Building”, was considered, ordered to a third reading, read the third time, and passed.

#### CURT GOWDY POST OFFICE BUILDING

The bill (H.R. 5224) to designate the facility of the United States Postal Service located at 350 Uinta Drive in Green River, Wyoming, as the “Curt Gowdy Post Office Building”, was considered ordered to a third reading, read the third time, and passed.

#### KATHERINE DUNHAM POST OFFICE BUILDING

A bill (H.R. 5929) to designate the facility of the United States Postal Service located at 950 Missouri Avenue in East St. Louis, Illinois, as the “Katherine Dunham Post Office Building”, was considered, ordered to a third reading, read the third time, and passed.

#### EXECUTIVE SESSION

#### NOMINATION OF ANDREW B. STEINBERG TO BE AN ASSISTANT SECRETARY OF TRANSPORTATION

Mr. FRIST. Mr. President, I ask unanimous consent the Senate immediately proceed to executive session to consider the following nomination on today's Executive Calendar: 769.

I further ask unanimous consent that the nomination be confirmed, the motion to reconsider be laid upon the